IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 19TH DECEMBER 2007 / 28TH AGRAHAYANA 1929

WP(C).No. 35287 of 2007(A)

PETITIONER:

G.O.JACOB, PROPRIETOR, JOSE COFFEE WORKS
CHOWARA ROAD, KALADY P.O., ERNAKULAM DISTRICT.

BY ADV. SRI.BOBBY JOHN
SRI.P.N.DAMODARAN NAMBOODIRI

RESPONDENTS:
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1. THE COMMERCIAL TAX OFFICER, ANGAMALY.

2. THE DEPUTY COMMISSIONER (APPEALS)
COMMERCIAL TAXES, ERNAKULAM.

3. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, MATTANCHERRY, COCHIN-2.

BY GOVERNMENT PLEADER SRI.C.K.GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
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W.P.(C) NO. 35287 OF 2007 A
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Dated this the 19th day of December, 2007

J U D G M E N T

Ext.P5 is an order of conditional stay passed in favour of the petitioner. Aggrieved by this order, though he has filed WP(C) No.30587/07 and on its dismissal WA 2657/07, it was also dismissed. Now the prayer made is only for an instalment facility to discharge the liability and it is submitted that out of the amount payable, he has already paid Rs.1 lakh.

2. I heard the learned Government Pleader also.

3. Taking into account the financial constraints that are now urged before me, I direct that the amount due in terms of Ext.P5 shall be permitted to be paid in two equal monthly instalments, first of which will be payable in the 1st week of

January, 2008 and the second instalment payable in the first week of February, 2008.

Writ petition is disposed of as above.

ANTONY DOMINIC, JUDGE.

Rp